

**LEXINGTON-FAYETTE URBAN COUNTY COUNCIL**

**WORK SESSION AGENDA**

**June 8, 2010**

- I. Public Comment – Issues on Agenda**
- II. Requested Rezoning / Docket Approval – Yes**
- III. Approval of Summary-Yes, May 25, 2010, pp. 8-15**
- IV. Budget Amendments – Yes, pp. 16-26**
- V. New Business, pp. 29-83**
- VI. Continuing Business / Presentations**
  - A. Special Council Planning Committee, pp.84-85**
  - B. Water Resources Oversight Committee (separate, not in packet)**
  - C. Earth Week Presentation to WKYT-TV**  
**Ms Susan Bush, Commissioner of Environmental Quality**
  - D. Ecton Park**  
**CM K.C. Crosbie**
- VII. Council Report**
- VIII. Mayor's Report – Yes**
- IX. Public Comment – Issues Not on Agenda**

## ADMINISTRATIVE SYNOPSIS

### New Business Items

- A. Authorization of an Engineering Services Agreement with BTM Engineering, Inc. for the Bates Creek Road Sidewalk Improvements Project. (281-10) (Gooding/Webb)  
This request will authorize an Engineering Services Agreement for federal funds in the amount of \$118,478 with BTM Engineering, Inc. for the Bates Creek Road Sidewalk Improvements Project for construction of 1.6-mile sidewalks on both sides of Bates Creek Road between The Enclave and Dove Run Road. The source of funds is the US Department of Transportation under the Congestion Mitigation and Air Quality Improvement Program. Funds are budgeted.**p.29**
- B. Authorization of Change Order No. 2 to Contract with HW Lochner for Phase I - Right-of-Way Services Project under the Newtown Pike Extension Project - Mitigation Area. (282-10) (Gooding/Webb)  
This request will authorize Change Order No. 2 to increase contract amount by \$18,050 with HW Lochner for Phase I – Right-of-Way Services Project under the Newtown Pike Extension Project - Mitigation Area for acquisition of property located at 704 DeRoode Street and the relocation of four (4) businesses for Parcel 33. Original contract amount was \$196,650. Total of previous change order was \$1,031.25. New contract amount is \$215,713.25. Funds are budgeted.**pp.30-32**
- C. Authorization of an Agreement with the Kentucky Transportation Cabinet, Department of Highways District 7 on Behalf of the Local Public Agency (LPA), for Construction of a Stone Fence. (271-10) (Langston)  
This request will authorize an agreement with the Department of Highways, District 7 on behalf of LPA for construction of a dry stone fence within the public right-of-way along Old Frankfort Pike near Alexandria Drive. The construction is funded by a Transportation Enhancement Grant.**pp.33-35**
- D. Authorization of an Agreement with Palmer Engineering for Redesign of the High Street, Fontaine Road, Euclid Avenue, and Bates Creek Pike Intersection. (274-10) (Langston)  
This request will authorize an agreement at a cost not to exceed \$25,000 with Palmer Engineering for a redesign of the High Street, Fontaine Road, Euclid Avenue and Bates Creek Pike intersection. Funds are budgeted.**pp.36-38**
- E. Authorization of Release of Five (5) Streetlight Easements with Haymaker Development Company, LLC on Properties located in the Tuscany Subdivision. (272-10) (Askew)  
This request will authorize five (5) releases of Streetlight Easements with Haymaker Development Company, LLC on properties located at Unit 4A, 4C, 4D and 4F in the Tuscany subdivision. Releases have been reviewed and approved by the Divisions of Engineering, Water Quality and Traffic Engineering, and the Department of Law. There is no budgetary implication for LFUCG.**p.39**

- F. Authorization of a Memorandum of Understanding (MOU) with Asbury College on Behalf of the Department of Social Services under the Field Instruction Program. (265-10) (Hendrix/Helm)  
This request will authorize a MOU with Asbury on behalf of the Department of Social Services to allow assigned social worker students to participate in the Field Instruction Program. There is no budgetary implication for LFUCG.**p.40**
- G. Authorization to Submit Grant Application to the Kentucky Department of Juvenile Justice (DJJ) and Accept Award if Offered, on Behalf of the Department of Social Services, Division of Youth Services under the Juvenile Accountability Block Grant (JABG) Program – FY2011. (285-10) (Gooding/ Helm)  
This request will authorize the submission of a grant application for federal funds in the amount of \$15,275 to the Kentucky DJJ and accept the award if offered, on behalf of the Division of Youth Services under the JABG Program for continuation of the Juvenile Surveillance Program. The source of funds is the US Department of Justice, PL 105-119. A 10% (\$1,697) local match is required and has been projected in the Division's FY2011 General Fund budget, subject to the approval of the FY2011 General Fund budget. Total program cost is \$16,972.**p.41**
- H. Authorization of an Agreement with People Plus, Inc. for WebEOC<sup>®</sup> Coordinator Services under the Chemical Stockpile Emergency Preparedness Program (CSEPP) – FY2009. (267-10) (Gooding/Bennett)  
This request will authorize an Agreement for use of federal funds not to exceed \$52,000 with People Plus, Inc. for WebEOC<sup>®</sup> coordinator services under CSEPP. The source of funds is the Federal Emergency Management Agency, Department of Homeland Security through the Kentucky Department of Military Affairs, Division of Emergency Management. Funds are budgeted.**p.42**
- I. Authorization to Submit Grant Application to the US Department of Justice (USDOJ) and Accept Award if Offered, on Behalf of the Department of Public Safety, Division of Police under the Edward Byrne Memorial Justice Assistance Grant – FY2011. (280-10) (Gooding/Bennett)  
This request will authorize the submission of a grant application for a formula amount of \$367,774 with the USDOJ and accept the award if offered, on behalf of the Division of Police under the Edward Byrne Memorial Justice Assistance Grant to continue the support of four (4) civilian positions established under the 2009 Recovery and Reinvestment Act. No matching funds are required.**p.43**
- J. Authorization to Submit Grant Application to the US Department of Justice (USDOJ) on Behalf of the US Attorney's Office Eastern District of Kentucky under a 2010 Project Safe Neighborhoods (PSN) Grant – FY2011. (294-10) (Gooding/ Bennett)  
This request will authorize the submission of a grant application for funds of \$90,054 to the USDOJ on behalf of the US Attorney's Office Eastern District of Kentucky under a 2010 PSN Grant. Funds will be used to prevent gun and gang crimes, and the enforcement of laws against armed criminals. LFUCG will serve as the fiscal agent for the funds. No matching funds are required.**p.44**

- K. Authorization to Submit Grant Application to the US Department of Justice (USDOJ), Office of Community Oriented Policing Services (COPS) on Behalf of the Department of Public Safety, Division of Police under the 2010 Hiring Program. (295-10) (Gooding/Bennett)  
This request will authorize the submission of a grant application for funds of \$7,900,000 to the Office of COPS on behalf of the Division of Police under the 2010 Hiring Program. Funds will be used to hire 50 officers for a 3-year period. No matching funds are required.**p.45**
- L. Authorization to Submit Grant Application to the US Department of Justice (USDOJ), Office of Community Oriented Policing Services (COPS) on Behalf of the Department of Public Safety, Division of Police under the 2010 Child Sexual Predator Program (CSPP). (296-10) (Gooding/Bennett)  
This request will authorize the submission of a grant application for funds of \$332,900 for a 2-year period, to the Office of COPS on behalf of the Division of Police under the 2010 CSPP. Funds in the amount of \$32,900 will be used for equipment and technology for the Division; funds in the amount of \$80,000 will be used for training for the Division and the Fayette County Sheriff's Office and funds in the amount of \$220,000 will be used for law enforcement overtime for the Division, the Fayette County Sheriff's Office and Kentucky Probation and Parole. No matching funds are required.**p.46**
- M. Authorization of a Mutual Aid Agreement by and between Rural/Metro Corporation and the Department of Public Safety, Division of Fire & Emergency Services. (268-10) (Hendricks/Bennett)  
This request will authorize a Mutual Aid Agreement between Rural/Metro Corporation and the Division of Fire & Emergency Services to provide mutual aid on request. There is no budgetary implication for LFUCG.**p.47**
- N. Authorization to Create Section 18-119.1(1)(2)(3) to the Code of Ordinances for a No Parking Zone During the 2010 Alltech FEI World Equestrian Games™ (WEG). (275-10) (Bastin/Bennett)  
This request will authorize the creation of Section 18-119.1(1)(2)(3) to the Code of Ordinances to designate a no parking zone along bus routes and primary entry and exit routes to the Kentucky Horse Park during the WEG.**pp.48-52**
- O. Authorization of a Memorandum of Understanding (MOU) with the Department of the Treasury, Financial Crimes Enforcement Network (FinCEN) Bureau on Behalf of the Department of Public Safety, Division of Police. (276-10) (Bastin/Bennett)  
This request will authorize a MOU with the FinCEN Bureau on behalf of the Division of Police to obtain direct electronic access to information collected pursuant to the reporting authority contained in the Bank Secrecy Act of 1970. There is no budgetary implication for LFUCG.**p.53**
- P. Authorization to Amend Section 22-5 of the Code of Ordinances within the Department of Public Safety, Division of Community Corrections. (286-10) (L. Jarvis/Bennett)

This request will authorize an amendment to Section 22-5 of the Code of Ordinances to abolish one (1) position of Social Worker (Grade 111E) and create one (1) position of Eligibility Counselor (Grade 110E) in the Division of Community Corrections. The fiscal impact for FY2011 is \$43,817.46. The annual impact will be \$45,570.86. The cost will be recovered from the US Department of Justice under the Justice Assistance Grant Program.**p.54**

- Q. Authorization of Change Order No. 1 to Contract with E.C. Matthews Company, Inc. Regarding the Government Center Wheelchair Lift Replacement Project. (269-10) (Baradaran/Cole)

This request will authorize Change Order No. 1 to increase contract amount by \$3,108.19 for the Government Center Wheelchair Lift Replacement Project. Original contract amount was \$20,939. New contract amount is \$24,047.19. Funds are budgeted.**pp.55-57**

- R. Authorization of an Ordinance to Amend Section 2-200(b) of the Code of Ordinances on Behalf of the Picnic with the Pops Commission. (278-10) (Hancock/Cole)

This request will authorize an Ordinance to amend Section 2-200(b) of the Code of Ordinances on behalf of the Picnic with the Pops Commission to allow the annual Picnic with the Pops concerts to be performed at locations other than the Kentucky Horse Park.**p.58**

- S. Authorization of an Ordinance to Amend Section 4-23 of the Code of Ordinances Regarding Dog Run Areas. (279-10) (Hancock/Cole)

This request will authorize an Ordinance to amend Section 2-200(b) of the Code of Ordinances to allow the Director of Parks & Recreation to designate a portion of various parks as dog run areas as needed. This will delete the requirement to amend to the Code of Ordinances each time a run area is designated.**p.59**

- T. Authorization of Contracts to Award Funds under the Department of Environmental Quality, Neighborhood and Community Sustainability Grant Program, for Improvements of Environmental Health of Neighborhoods. (273-10) (Bush)

This request will authorize contracts to award funds totaling \$51,320 to various neighborhood associations and community entities under the Neighborhood and Community Sustainability Grant Program for improvement of environmental health of neighborhoods. A 100% match is required by each association and entity.**pp.60-61**

- U. Authorization of a Contract for Services with Preston – Osborne on Behalf of the Department of Environmental Quality for Advertising and Marketing Services. (288-10) (Bush)

This request will authorize the approval of a Contract for Services at a cost of approximately \$211,875 with Preston – Osborne on behalf of the Department of Environmental Quality to create recycling, composting and waste reduction advertising and marketing services. The cost also includes commission charged for collateral placement and other out-of-pocket expenses. Funds are budgeted.**p.62**

- V. Authorization to Approve RRT Design and Construction under the Single-Stream Materials Recovery Facility Project. (287-10) (Feese/Bush)  
This request will authorize the approval of RRT Design and Construction for the Single-Stream Materials Recovery Facility Project at a cost of \$1,382,345. This project is funded by the Urban Services District fund.**p.63**
- W. Authorization of Change Order No. 1 to Contract with Landmark Sprinkler, Inc. Regarding the Materials Recovery Facility (MPF) under the Dry Pipe Sprinkler Project. (FINAL) (291-10) (Feese/Bush)  
This request will authorize Change Order No. 1 to increase contract amount by \$2,000 with Landmark Sprinkler, Inc. for the MPF under the Dry Pipe Sprinkler Project for installation of additional sprinkler heads. Original contract amount was \$26,800. Final contract amount is \$28,800. This project is funded by the Urban Services District fund.**pp.64-67**
- X. Authorization to Accept Award from the US Environmental Protection Agency (EPA) under the Brownfields Assessment Grant. (277-10) (Gooding/Bush)  
This request will authorize the acceptance of an award in the amount of \$200,000 from EPA under the Brownfields Assessment Grant to perform twenty (20) Phase I and ten (10) Phase II environmental site assessments and develop cleanup plans for five (5) properties, and facilitate community involvement activities. No matching funds are required.**p.68**
- Y. Authorization of an Agreement with Friends of Wolf Run, Inc. for Development of the Wolf Run Watershed Based Plan Project. (289-10) (Gooding/Bush)  
This request will authorize an Agreement for federal funds in the amount of \$18,500 with Friends of Wolf Run, Inc. for development of the Wolf Run Watershed Based Plan Project for LFUCG to reduce nonpoint source pollution in the Wolf Run Creek. The source of funds is the US Environmental Protection Agency, Nonpoint Source Pollution Control Program through the Kentucky Energy & Environment Cabinet, Department for Environmental Protection, Kentucky Division of Water. A \$23,532 match is required and will be documented by Friends of Wolf Run, Inc.**p.69**
- Z. Authorization of an Engineering Services Agreement with Palmer Engineering for the Coldstream Court/Crimson King Court Stormwater Study. (292-10) (Martin/Bush)  
This request will authorize an Engineering Services Agreement in the amount of \$21,600 with Palmer Engineering for the Coldstream Court/Crimson King Court Stormwater Study. Funds are budgeted.**pp.70-75**
- AA. Authorization of an Engineering Services Agreement with Stantec Consulting Services for the Jessie Clark Sinkhole Stormwater Study. (293-10) (Martin/Bush)  
This request will authorize an Engineering Services Agreement in the amount of \$22,600 with Stantec Consulting Services for the Jessie Clark Sinkhole Stormwater Study. Funds are budgeted.**pp.76-81**
- BB. Authorization of an Independent Contractor Agreement with Industrial Organizational (I/O) Solutions, Inc. on Behalf of the Department of Finance &

Administration, Division of Human Resources, for Job Knowledge Examinations of Fire & Emergency Services for Lieutenant, Captain and Major - FY2011. (283-10) (L. Jarvis/Rumpke)

This request will authorize an Independent Contractor Agreement at approximately \$14,000 with I/O Solutions, Inc. for the development of job knowledge examinations for applicants testing for Fire & Emergency Services Lieutenant, Captain and Major. Funds are budgeted in the Division of Human Resources' FY2010 Professional and Contractual Services budget.**p.82**

- CC. Authorization of a Test Security Agreement with Industrial Organizational (I/O) Solutions, Inc. on Behalf of the Department of Finance & Administration, Division of Human Resources, for Safekeeping of Fire & Emergency Services Testing Materials for Lieutenant, Captain and Major – FY2010. (284-10) (L. Jarvis/Rumpke)

This request will authorize a Test Security Agreement with I/O Solutions, Inc. on behalf of the Division of Human Resources to ensure testing materials for Lieutenant, Captain and Major for Fire & Emergency Services are properly maintained and secured. A cost of \$7,500 for written test booklets is budgeted in the Division of Human Resources' FY2010 Professional and Contractual Services budget.**p.83**